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12 **UNITED STATES BANKRUPTCY COURT**

13 **CENTRAL DISTRICT OF CALIFORNIA, SANTA ANA DIVISION**

14 In re

15 THE SOURCE HOTEL, LLC,

16 Debtor.

Case No. 8:21-bk-10525-ES

Chapter 11

**ORDER APPROVING STIPULATION  
BETWEEN DEBTOR AND SHADY BIRD  
LENDING, LLC RE PENDING MOTION  
OF SHADY BIRD LENDING, LLC FOR  
ORDER EXCUSING STATE COURT  
RECEIVER FROM TURNOVER OF  
ASSETS PURSUANT TO 11 U.S.C. § 543**

DATE:

TIME: [No Hearing Required]

PLACE:

**[RELATES TO DOCKET NO. 18]**

23  
24 The Court, the Honorable Erithe Smith, United States Bankruptcy Judge,  
25 presiding, has considered the "Stipulation Between Debtor and Shady Bird Lending, LLC  
26 Re Pending Motion of Shady Bird Lending, LLC for Order Excusing State Court Receiver  
27 From Turnover of Assets Pursuant to 11 U.S.C. § 543" (the "Stipulation") by and between  
28 Shady Bird Lending, LLC ("Shady Bird"), on the one hand, and The Source Hotel, LLC

**FILED & ENTERED**

**MAR 12 2021**

CLERK U.S. BANKRUPTCY COURT  
Central District of California  
BY duarte DEPUTY CLERK

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(the "Debtor"), debtor and debtor in possession, on the other hand, by and through their  
respective counsel of record.

After consideration of the Stipulation, and for good cause appearing  
therefor:

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** as follows:

1. The Stipulation is approved.
2. Pending a hearing on Shady Bird's Excuse Compliance Motion (as defined in the Stipulation) and SARE Motion (as defined in the Stipulation), the Receiver (as defined in the Stipulation) shall be excused from complying with the turnover requirements of 11 U.S.C. § 543.
3. Pending a hearing on Shady Bird's Excuse Compliance Motion and SARE Motion, the Receivership Order (as defined in the Stipulation) shall remain in full force and effect and the Debtor shall not interfere with the Receiver or the Receivership Order pending the resolution of the Excuse Compliance Motion.
4. Shady Bird's Excuse Compliance Motion shall be deemed timely pursuant to the Receivership Order if it is filed after March 12, 2021.
5. The Debtor shall be prohibited from raising timeliness as a basis to deny the Excuse Compliance Motion.

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6. The Debtor shall not be deemed to have waived any of its objections or defenses with respect to the Excuse Compliance Motion and SARE Motion, or any issues raised by the Excuse Compliance Motion and SARE Motion, by entering into the Stipulation.

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